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8 DYNEGY HOLDINGS, INC., NRG ENERGY,

9 INC. and RELIANT ENERGY, INC.

10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

12 NATIVE VILLAGE OF KIVALINA and CITY  
13 OF KIVALINA,

14 Plaintiffs,

15 vs.

16 EXXONMOBIL CORPORATION; BP P.L.C.; BP  
17 AMERICA, INC.; BP PRODUCTS NORTH  
18 AMERICA, INC.; CHEVRON CORPORATION;  
19 CHEVRON U.S.A., INC.; CONOCOPHILLIPS  
20 COMPANY; ROYAL DUTCH SHELL PLC;  
21 SHELL OIL COMPANY; PEABODY ENERGY  
22 CORPORATION; THE AES CORPORATION;  
23 AMERICAN ELECTRIC POWER COMPANY,  
24 INC.; AMERICAN ELECTRIC POWER  
25 SERVICES CORPORATION; DTE ENERGY  
26 COMPANY; DUKE ENERGY CORPORATION;  
DYNEGY HOLDINGS, INC.; EDISON  
INTERNATIONAL; MIDAMERICAN ENERGY  
HOLDINGS COMPANY; MIRANT  
CORPORATION; NRG ENERGY; PINNACLE  
WEST CAPITAL CORPORATION; RELIANT  
ENERGY, INC.; THE SOUTHERN COMPANY;  
and XCEL ENERGY, INC.,

27 Defendants.

Case No. C 08-01138 SBA

**NOTICE OF APPEARANCE OF  
COUNSEL FOR DEFENDANTS DYNEGY  
HOLDINGS INC., NRG ENERGY, INC.  
AND RELIANT ENERGY, INC.**

1 TO THE CLERK OF THIS COURT AND ALL PARTIES OF RECORD:

2 Please enter the appearance of Jeffrey A. Lamken and Jeremy Levin as counsel in this case  
3 for Defendants Dynegy Holdings Inc., NRG Energy, Inc. and Reliant Energy, Inc.

4 DATED: April 28, 2008

BAKER BOTTS LLP

7 By: /s/ Jeffrey A. Lamken  
Jeffrey A. Lamken

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12 DYNEGY HOLDINGS INC., NRG  
13 ENERGY, INC. AND RELIANT ENERGY,  
14 INC.

**PROOF OF SERVICE BY MAIL**

I, Jeffrey A. Lamken, declare:

I am over the age of 18 and not a party to the within case. I am employed by Baker Botts LLP in Washington, DC. My business address is 1299 Pennsylvania Avenue, N.W., Washington, DC 20004-2400.

On April 28, 2008, I served a true copy of the attached document, **NOTICE OF APPEARANCE OF COUNSEL FOR DEFENDANTS DYNEGY HOLDINGS INC., NRG ENERGY, INC. AND RELIANT ENERGY, INC.**, by placing it in addressed sealed envelopes clearly labeled to identify the persons being served at the addresses set forth on the attached service list and placed said envelopes in interoffice mail for collection and deposit with the United States Postal Service on that same date, following ordinary business practices.

I am familiar with Baker Botts LLP's practice for collection and processing correspondence for mailing with the United States Postal Service; in the ordinary course of business, correspondence placed in interoffice mail is deposited with the United States Postal Service with first class postage thereon fully prepaid on the same day it is placed for collection and mailing.

I declare that I am a member of the bar of this court.

I declare under penalty of perjury that the foregoing is true and correct. Executed on April 28, 2008, at Washington, District of Columbia.

/s/ Jeffrey A. Lamken  
Jeffrey A. Lamken

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